

Message Text

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PAGE 01 STATE 146936

42

ORIGIN EA-14

INFO OCT-01 EUR-25 NEA-10 ADP-00 CIAE-00 DODE-00 PM-07

H-03 INR-10 L-03 NSAE-00 NSC-10 PA-03 RSC-01 PRS-01

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DRAFTED BY EA/LC:AFANTIPPAS:CEJ

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APPROVED BY EA:AHUMMEL

EA/LC:LMRIVES

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EA/VN:LASKEW

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FM SECSTATE WASHDC

TO AMEMBASSY OTTAWA

INFO AMEMBASSY PHNOM PENH

AMEMBASSY SAIGON

AMEMBASSY VIENTIANE

AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY NEW DELHI

AMEMBASSY BANGKOK

AMEMBASSY WARSAW

C O N F I D E N T I A L STATE 146936

E.O. 11652 - GDS

TAGS: PFOR, CB, TH, UK, IN, CA, US, LA, PL, UR

SUBJ: REACTIVATION OF CAMBODIAN ICC

REFS: STATE 145139 STATE 145138

1. ACTING ASSISTANT SECRETARY ARTHUR HUMMEL CALLED IN
CANADIAN CHARGE JAMES MCKINNEY JULY 23 TO MAKE THE DE-
MARCHE OUTLINED IN THE REFTELS. HUMMEL TOLD MCKINNEY THAT
USG HAD TWO BASIC POINTS TO MAKE: THAT THE ICC MEMBER
COUNTRIES SHOULD DO ADVANCE PLANNING AND PREPARATIONS

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 146936

FOR THE REACTIVATION OF THE ICC IN CAMBODIA, AND THAT

SOME PUBLIC STATEMENT OF SUCH INTENTIONS BE MADE. HUMMEL STATED THAT SUCH STATEMENTS COULD HAVE A SALUTARY EFFECT ON THE NEGOTIATING PROCESS.

2. MCKINNEY CAME TO THE MEETING PREPARED TO SPEAK ALONG THE LINES OF THE ARGUMENTS PRESENTED TO EMBASSY OTTAWA (OTTAWA 1652). MCKINNEY SAID THAT HE WOULD NOT WISH TO INDICATE THAT THE GOC WOULD RESPOND POSITIVELY TO THE USG REQUEST BUT THAT IF THE INDIAN CHAIRMAN CALLED A MEETING OF THE CAMBODIAN ICC, CANADA WOULD PROBABLY ATTEND. MCKINNEY ADDED HOWEVER THAT IF THERE WERE NEW PARTIES TO THE PRESENT CONFLICT, AND IT APPEARED THAT THERE WERE, (SINCE THE DRV AND ROYAL KHMER GOVERNMENT SIGNED IN 1954), IT WOULD NULLIFY THE PREVIOUS ICC MAN-DATE BASED ON THE GENEVA ACCORDS.

3. HUMMEL STATED THAT THE GOVERNMENT OF THE KHMER REPUBLIC WAS THE SUCCESSOR GOVERNMENT TO THE PREVIOUS ROYAL GOVERNMENT. MOREOVER, WE ARE POSTULATING A SITUATION IN WHICH THE KHMER PARTIES WISH TO HAVE A CEASEFIRE AND THEREFORE THERE SHOULD BE NO LEGAL PROBLEMS IN RESURRECTING THE COMMISSION. MCKINNEY SAID THAT HIS GOVERNMENT OF COURSE RECOGNIZED THE GKR BUT THAT IF THERE WERE NEW PARTIES AND NEW AGREEMENTS IT WOULD BE DIFFICULT FOR THE GOC TO INVOLVE ITSELF, GIVEN CANADIAN DISILLUSIONMENT WITH "PEACE-KEEPING". IF CANADA DID, IT SHOULD BE IN A UNITED NATIONS CONTEXT IN ORDER TO ASSURE CANADA THAT "SOMEONE" WOULD RECEIVE ITS REPORTS. HOWEVER WHEN PRESSED HE CONCEDED THAT A UN NOTE IS NOT AN ABSOLUTE PRE-CONDITION FOR CANADIAN PARTICIPATION. MCKINNEY SUMMED UP BY STATING THAT CANADA IS VERY CONCERNED ABOUT THE LEGAL ASPECTS OF ITS PARTICIPATION AS WELL AS THE EFFECTIVENESS OF THE WORK OF THE ICC.

4. MCKINNEY TOOK THE OCCASION OF THE CALL TO INFORM THE DEPARTMENT THAT PLANS WERE GOING FORWARD TO BEGIN DISCUSSIONS WITH THE DRV, PROBABLY IN PEKING, FOR THE NORMALIZATION OF RELATIONS. THE PLAN WOULD BE TO ACCREDIT A NON-RESIDENT, AMBASSADOR TO HANOI AND NOT OPEN AN OFFICE. IN SAIGON, THE GOC (PRESUMABLY BASED ON ITS EXISTING ICCS OPERATION) WOULD ALSO ACCREDIT A NON-RESIDENT

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PAGE 03 STATE 146936

AMBASSADOR, BUT WOULD HAVE AN OFFICE. ROGERS

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